

## IN THE HOUSE OF REPRESENTATIVES

## HOUSE BILL NO. 313

## BY APPROPRIATIONS COMMITTEE

## AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF WELFARE FOR FISCAL YEAR 2010; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; PROVIDING THAT THE STATE CONTROLLER SHALL MAKE TRANSFERS FROM THE GENERAL FUND; DIRECTING THAT FUNDS FOR TRUSTEE AND BENEFIT PAYMENTS SHALL NOT BE TRANSFERRED; REAPPROPRIATING FUNDING FOR THE COOPERATIVE WELFARE FUND; DIRECTING APPROPRIATIONS FROM THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES FUND FOR HEAD START SERVICES; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR FISCAL YEAR 2009; AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS; PROVIDING LEGISLATIVE INTENT ON PERSONNEL COSTS; DIRECTING SALARY REDUCTIONS; DIRECTING THE DEPARTMENT OF HEALTH AND WELFARE REGARDING EDUCATION STIPEND FOR DEPARTMENT OF HEALTH AND WELFARE EMPLOYEES; ALLOWING TRANSFERS BETWEEN PERSONNEL COSTS AND OPERATING EXPENDITURES; AND DECLARING AN EMERGENCY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. There is hereby appropriated to the Department of Health and Welfare for the Division of Welfare the following amounts to be expended for the designated programs according to the designated expense classes from the listed funds for the period July 1, 2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
I. SELF-RELIANCE OPERATIONS:					
FROM:					
Cooperative Welfare (General) Fund	\$14,102,100	\$4,677,300	\$9,000		\$18,788,400
Idaho Health Insurance Access Card Fund	63,400				63,400
Cooperative Welfare (Dedicated) Fund		2,492,400			2,492,400
Cooperative Welfare (Federal) Fund	<u>20,105,500</u>	<u>17,118,500</u>	<u>8,900</u>		<u>37,232,900</u>
TOTAL	\$34,271,000	\$24,288,200	\$17,900		\$58,577,100

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR CAPITAL OUTLAY	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
II. BENEFIT PAYMENTS:					
FROM:					
Cooperative Welfare (General) Fund				\$16,927,100	\$16,927,100
Cooperative Welfare (Dedicated) Fund				23,500	23,500
Cooperative Welfare (Federal) Fund				<u>94,488,700</u>	<u>94,488,700</u>
TOTAL				\$111,439,300	\$111,439,300
GRAND TOTAL	\$34,271,000	\$24,288,200	\$17,900	\$111,439,300	\$170,016,400

SECTION 2. FULL-TIME EQUIVALENT POSITIONS. In accordance with Section 67-3519, Idaho Code, the Department of Health and Welfare is authorized no more than six hundred thirty-one and sixty-nine hundredths (631.69) full-time equivalent positions for the Division of Welfare during the period July 1, 2009, through June 30, 2010. Transfers of full-time equivalent positions between appropriated programs within the department are authorized and shall be reported in the budget prepared for fiscal year 2011. Any full-time equivalent positions in excess of the Department of Health and Welfare's total cap may be authorized only by the Governor and promptly reported to the Joint Finance-Appropriations Committee.

SECTION 3. GENERAL FUND TRANSFERS. As appropriated, the State Controller shall make transfers of the General Fund to the Cooperative Welfare Fund, periodically, as requested by the director of the Department of Health and Welfare and approved by the Board of Examiners.

SECTION 4. TRANSFER OF TRUSTEE AND BENEFIT PAYMENTS. Notwithstanding the provisions of Section 67-3511, Idaho Code, funds budgeted in the trustee and benefit payments expenditure object code shall not be transferred to any other objects within the program budget during fiscal year 2010.

SECTION 5. REAPPROPRIATION OF THE COOPERATIVE WELFARE FUND. There is hereby reappropriated, to the Department of Health and Welfare, up to \$1,271,900 of unexpended and unencumbered General Funds that were transferred into the Cooperative Welfare Fund. The reappropriated funds are for the Self-Reliance Program, to be used to scan child support documents into the new IBIS system for the period July 1, 2009, through June 30, 2010. The reappropriation shall be computed by the Department of Health and Welfare and for budgeting purposes the General Fund portion of the balance in the Cooperative Welfare Fund shall be identified as part of the General Fund.

SECTION 6. HEAD START APPROPRIATIONS FROM TEMPORARY ASSISTANCE FOR NEEDY FAMILIES FUNDS. At a minimum, the Department of Health and Welfare is directed to maintain Head Start appropriations paid from Temporary Assistance for Needy Families (TANF) funds at the same level as was paid to the Head Start Program in fiscal year 2007.

SECTION 7. In addition to the appropriation made in Sections 1 and 2, Chapter 326, Laws of 2008, there is hereby appropriated to the Department of Health and Welfare for the Self-Reliance Program the following amount to be expended according to the designated expense classes from the listed funds for the period July 1, 2008, through June 30, 2009:

FOR:

Personnel Costs	\$695,800
Operating Expenditures	635,100
Capital Outlay	<u>18,000</u>
TOTAL	\$1,348,900

FROM:

Cooperative Welfare (Federal) Fund	\$1,310,000
Cooperative Welfare (General) Fund	<u>38,900</u>
TOTAL	\$1,348,900

SECTION 8. In addition to the positions authorized in Section 4, Chapter 326, Laws of 2008, there is hereby authorized to the Department of Health and Welfare, ten (10) full-time equivalent positions during the period July 1, 2008, through June 30, 2009.

SECTION 9. LEGISLATIVE INTENT. It is the intent of the Legislature to retain to the extent possible, our capable, quality employees who support the essential services and statutorily authorized programs that the citizens of Idaho expect. The Legislature finds these critical essential services to be those that maintain the health and safety of our citizens and the education of our children. While extending flexibility to the Governor and agency directors to manage the state workforce to the best of their ability during these difficult times, it remains the responsibility of the Legislature to identify priorities for the state workforce. The Legislature finds that reductions in personnel funding shall first be managed through salary reductions that impact all personnel fairly; secondly, be mitigated by the use of existing salary savings; thirdly, by using savings created by keeping newly vacated positions unfilled; fourth, by the use of furloughs; and lastly, as a last resort, by reducing the workforce. It is the intent of the Legislature that these policies shall be adhered to by the executive, legislative, and judicial branches to the extent allowed by law.

SECTION 10. SALARY REDUCTION. Inasmuch as salary reductions will save jobs; and inasmuch as a five percent (5%) reduction in personnel funding may create a reduction in force; and inasmuch as the state as a single employer of multiple departments and agencies is required by law to direct across the board salary adjustments; agencies and institutions

1 shall reduce all salaries of classified and nonclassified employees, regardless of fund source, by  
2 three percent (3%) for fiscal year 2010, beginning on June 14, 2009, through June 12, 2010.  
3 Agencies shall use personnel cost savings, furloughs, and a reduction in force to manage the  
4 remaining two percent (2%) in funding reductions. The Division of Human Resources shall  
5 adjust all pay schedules for the classified personnel system downward to the extent that all  
6 beginning minimum salaries are three percent (3%) less than those in effect upon the date of  
7 passage of this law.

8 SECTION 11. EDUCATION STIPEND FOR DEPARTMENT OF HEALTH AND WEL-  
9 FARE EMPLOYEES. Recognizing that employee development is an essential part of a work-  
10 force but that budget shortfalls require a reprioritization of expenditures towards core functions  
11 first and development and training second. The Department of Health and Welfare is hereby  
12 directed not to pay any education stipend, regardless of funding source, for employees during  
13 the fiscal year 2010 due to budgetary shortfalls and a reprioritization towards core expenditures.

14 SECTION 12. TRANSFERS BETWEEN PERSONNEL COSTS AND OPERATING  
15 EXPENDITURES. Notwithstanding the provisions of Section 67-3511, Idaho Code, that  
16 state "No appropriation made for expenses other than personnel costs shall be expended for  
17 personnel costs of the particular department, office or institution for which it is appropriated,...."  
18 For fiscal year 2010, the Department of Health and Welfare may transfer funds appropriated for  
19 operating expenditures to personnel costs with the consent of the State Board of Examiners that  
20 currently designates the responsibility to the Division of Financial Management.

21 SECTION 13. An emergency existing therefor, which emergency is hereby declared to  
22 exist, Sections 7, 8 and 10 this act shall be in full force and effect on and after passage and  
23 approval.